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## BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

JEFF HATCH-MILLER, Chairman  
WILLIAM A. MUNDELL  
MARC SPITZER  
MIKE GLEASON  
KRISTIN K. MAYES

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AZ CORP COMMISSION  
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IN THE MATTER OF THE APPLICATION OF  
UTILITY SOURCE, L.L.C. FOR AN EXTENSION  
OF ITS CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE WATER AND  
WASTEWATER SERVICE IN COCONINO  
COUNTY, ARIZONA.

DOCKET NO. WS-04235A-05-0707

PROCEDURAL ORDER**BY THE COMMISSION:**

On October 6, 2005, Utility Source, L.L.C. ("Company" or "Applicant"), filed an application for an extension of its Certificate of Convenience and Necessity ("Certificate") with the Arizona Corporation Commission ("Commission") to provide public water and wastewater utility service to various parts of Coconino County, Arizona.

On November 3, 2005, pursuant to A.A.C. R14-2-411(C) and A.A.C. R14-2-610(C), the Commission's Utilities Division ("Staff") issued a notice of insufficiency.

On February 10, 2006, Staff issued a notice of sufficiency.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that a **hearing** shall commence on **April 26, 2006 at 9:30 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that the Staff Report and associated exhibits to be presented at hearing on behalf of Staff shall be reduced to writing and filed on or before 4:00 p.m. on March 24, 2006.

IT IS FURTHER ORDERED that any objections to the Staff Report and associated exhibits to be presented at hearing by Applicant shall be reduced to writing and filed on or before 4:00 p.m. on April 3, 2006.

1 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
2 except that all motions to intervene must be filed on or before April 5, 2006.

3 IT IS FURTHER ORDERED that Applicant shall provide public notice of the hearing in this  
4 matter, in the following form and style:

5 **PUBLIC NOTICE OF THE HEARING FOR**  
6 **UTILITY SOURCE, L.L.C. FOR AN EXTENSION OF ITS**  
7 **CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE**  
8 **WATER AND WASTEWATER SERVICE**  
9 **(WS-02435A-05-0707)**

10 On October 6, 2005, Utility Source, L.L.C. ("Applicant") filed an application for an  
11 extension of its CC&N to various parts of Coconino County, Arizona.

12 The application is available for inspection during regular business hours at the offices  
13 of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona  
14 and at the Applicant's office, [insert office address] ] and on the internet via the  
15 Commission website ([www.azcc.gov](http://www.azcc.gov)) using the e-docket function.

16 The Commission will hold a hearing on this matter commencing on **April 26, 2006**  
17 **at 9:30 a.m.**, at the Commission's offices, 1200 West Washington Street, Phoenix,  
18 Arizona. Public comments will be taken on the first day of the hearing.

19 The law provides for an open public hearing at which, under appropriate  
20 circumstances, interested parties may intervene. Intervention shall be permitted to  
21 any person entitled by law to intervene and having a direct and substantial interest in  
22 the matter. Persons desiring to intervene must file a written motion to intervene with  
23 the Commission, which motion should be sent to Applicant or its counsel and to all  
24 parties of record, and which, at the minimum, shall contain the following:

- 25 1. The name, address, and telephone number of the proposed intervenor and of  
26 any party upon whom service of documents is to be made if different than the  
27 intervenor.
- 28 2. A short statement of the proposed intervenor's interest in the proceeding (e.g.,  
a customer of Applicant, a shareholder of Applicant, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed  
to the Company or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except  
that all motions to intervene must be filed on or before April 5, 2006. The granting  
of intervention, among other things, entitles a party to present sworn evidence at  
hearing and to cross-examine other witnesses. However, failure to intervene will not  
preclude any customer from appearing at the hearing and making a statement on  
such customer's own behalf.

If you have any questions or concerns about this application or have any objections  
to its approval, or wish to make a statement in support of it, you may write the  
Consumer Services Section of the Commission at 1200 West Washington Street,  
Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make  
comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602/542-3931, E-mail [lhogan@cc.state.az.us](mailto:lhogan@cc.state.az.us). Requests should be made as early as possible to allow time to arrange the accommodation.

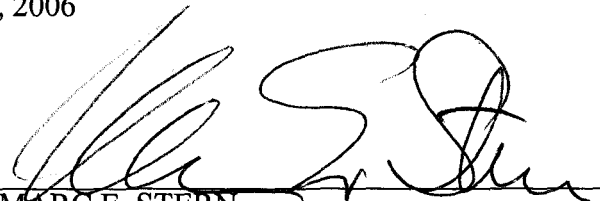
IT IS FURTHER ORDERED that Applicant shall cause the above notice to be mailed to property owners in the extension area and to customers and published at least once in a newspaper of general circulation in its service territory, with publication to be completed no later than March 10, 2006.

IT IS FURTHER ORDERED that Applicant shall file certification of publication as soon as practicable after the publication has been completed.

IT IS FURTHER ORDERED that notice shall be deemed complete upon publication of same, notwithstanding the failure of an individual customer to read or receive the notice.

IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

Dated this 17<sup>th</sup> day of February, 2006

  
MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

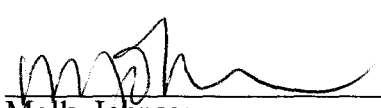
Copies of the foregoing mailed/delivered this 17 day of February, 2006 to:

Richard L. Sallquist  
SALLQUIST, DRUMMOND & O'CONNOR  
4500 South Lakeshore Drive, Ste. 339  
Tempe, AZ 85282

Christopher Kempley, Chief Counsel  
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ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, AZ 85007

Ernest G. Johnson, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
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Phoenix, AZ 85007

ARIZONA REPORTING SERVICE, INC.  
2627 N. Third Street, Ste. Three  
Phoenix, Arizona 85004-1104

By:   
Molly Johnson  
Secretary to Marc E. Stern